IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.27544 of 2008
CHABHAN YADAV & ANR
Versus
STATE OF BIHAR

3/ 24.9.2008 Heard learned counsel for the parties.

Informant is father of the some accused as well as the deceased. One Ram Snehi Yadav was assaulted by the Lalchan Yadav, son of another son of informant which proved fatal.

Submission is that the occurrence occurred on the spur of moment and there was no intention or knowledge that such act may cause death. So Section 302 of the Indian Penal Code is not attracted.

Considering the facts and circumstances of the case, let the petitioners namely Chabhan Yadav and Lachchminia Devi alias Lakshminiya Devi be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Kaimur at Bhabhua in Adhoura P.S.Case No. 5 of 2008.

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Tahir/- **(Shyam Kishore Sharma, J.)**